

Senate File 2045 - Introduced

SENATE FILE 2045

BY CHELGREN

A BILL FOR

1 An Act relating to the provision of benefits to residents
2 of health care facilities, including the creation of a
3 provisional application for the medical assistance program
4 by or for a resident of a health care facility.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 135C.31A, Code 2018, is amended to read
2 as follows:

3 **135C.31A Assessment of residents — program eligibility —**
4 **prescription drug coverage — provisional medical assistance**
5 **program application for private pay residents.**

6 1. A health care facility shall assist the Iowa department
7 of veterans affairs in identifying, upon admission of a
8 resident, the resident's eligibility for benefits through the
9 United States department of veterans affairs. The department
10 of inspections and appeals, in cooperation with the department
11 of human services, shall adopt rules to administer this
12 section, including a provision that ensures that if a resident
13 is eligible for benefits through the United States department
14 of veterans affairs or other third-party payor, the payor of
15 last resort for reimbursement to the health care facility is
16 the medical assistance program. The rules shall also require
17 the health care facility to request information from a resident
18 or resident's personal representative regarding the resident's
19 veteran status and to report to the Iowa department of veterans
20 affairs only the names of residents identified as potential
21 veterans along with the names of their spouses and any
22 dependents. Information reported by the health care facility
23 shall be verified by the Iowa department of veterans affairs.
24 ~~This section shall not apply to the admission of an individual~~
25 ~~to a state mental health institute for acute psychiatric care~~
26 ~~or to the admission of an individual to the Iowa veterans home.~~

27 2. a. If a resident is identified, upon admission to a
28 health care facility, as eligible for benefits through the
29 United States department of veterans affairs pursuant to
30 subsection 1 or through other means, the health care facility
31 shall allow the resident to access any prescription drug
32 benefit included in such benefits for which the resident is
33 also eligible. ~~The health care facility shall also assist the~~
34 ~~Iowa department of veterans affairs in identifying individuals~~
35 ~~residing in such health care facilities on July 1, 2009, who~~

~~1 are eligible for the prescription drug benefit.~~

b. The department of inspections and appeals, the department of veterans affairs, and the department of human services shall identify any barriers to residents in accessing such prescription drug benefits and shall assist health care facilities in adjusting their procedures for medication administration to comply with [this subsection](#).

3. A health care facility, upon admission of a resident whose source of payment is private pay, shall assist the resident or the resident's personal representative in completing a provisional application for the medical assistance program. The department of inspections and appeals, in cooperation with the department of human services, shall adopt rules to administer this subsection, including the establishment of a process to ensure that approval of a resident's provisional application is expedited when the resident meets all financial and other eligibility requirements for the medical assistance program.

19 4. This section shall not apply to the admission of an
20 individual to a state mental health institute for acute
21 psychiatric care or to the admission of an individual to the
22 Iowa veterans home.

EXPLANATION

24 The inclusion of this explanation does not constitute agreement with
25 the explanation's substance by the members of the general assembly.

26 This bill provides for the completion of a provisional
27 application for the medical assistance program by a resident
28 or resident's personal representative, upon admission of a
29 resident to a health care facility, if the resident's source
30 of payment is private pay. The bill directs the department of
31 inspections and appeals and the department of human services
32 to adopt rules to administer the provision, including the
33 establishment of a process to ensure that approval of a
34 resident's provisional application is expedited when the
35 resident meets all financial and other eligibility requirements

1 for the medical assistance program. The bill also eliminates
2 an outdated reference to identification of individuals residing
3 in health care facilities on July 1, 2009, who were eligible
4 for the department of veterans affairs prescription drug
5 benefit.

6 The provisions of the bill do not apply to the admission of
7 an individual to a state mental health institution for acute
8 psychiatric care or to the admission of an individual to the
9 Iowa veterans home.